

03-15-10

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Practitioner's Docket No. KOTOV-10

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## Patent

Patent No. 6,997,267

Issue Date 02/14/2006

## Application

Application No. 10/090,515

Filing Date 03/01/2002

RECEIVED

MAR 26 2010

OFFICE OF PETITIONS

United States Patent and Trademark Office

P.O. Box 371611

Pittsburgh, PA 15250-1611

PAYMENT OF PATENT MAINTENANCE FEE  
(37 C.F.R. § 1.366)

1. Enclosed is the payment of the maintenance fee for this patent.
2. Maintenance Fee

The fee payment is being made during the window period, and is for the after grant period of:

## Fee

OTHER THAN  
SMALL ENTITY

3-1/2 years (37 C.F.R. § 1.20(e))

\$ 980.00 (Fee Code 1551)

Fee due: \$ 930.00

3. Surcharge--(37 C.F.R. § 1.20(h))

This payment is being made during the surcharge period. The additional fee due is also being paid (37 C.F.R. § 1.20(h)).

Surcharge fee due: \$130.00

TOTAL FEE BEING PAID

\$1,060.00

4. Loss of Entitlement to Small Entity Status

The status of this patent has changed from that of small entity to other than that of small entity.

A "NOTIFICATION OF LOSS OF STATUS AS SMALL ENTITY" signed by an appropriate party as required by 37 C.F.R. § 1.27(g)(2) and § 1.33(b) is attached.

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Attached is a check in the amount of \$1,060.00.

03/23/2010 DALLEN 00000022 6997267

01 FC:1599

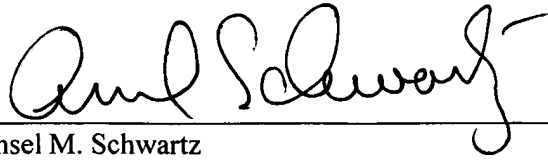
02 FC:1463

1060.00 OP

200.00 OP

Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 19-0737.

A duplicate of this paper is attached.

A handwritten signature in black ink, appearing to read "Ansel Schwartz", written over a horizontal line.

Ansel M. Schwartz  
Registration No. 30,587  
Attorney at Law  
201 N. Craig Street  
Suite 304  
Pittsburgh, PA 15213  
412-621-9222



Practitioner Docket No. KOTOV-10

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**Patent**

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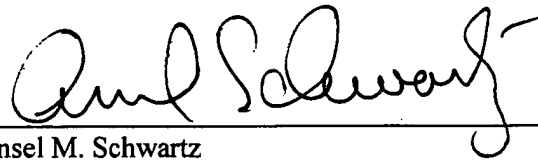
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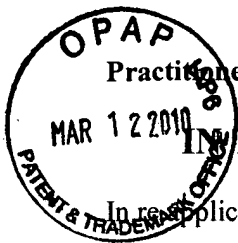
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412-621-9222



Practitioner's Docket No. KOTOV-10

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of: Irwin Kotovsky

RECEIVED

MAR 26 2010

Application No.: 10/090,515

Filed: 03/01/02

For: METHOD AND APPARATUS FOR A LIGHTING AND/OR MECHANICAL SYSTEM OFFICE OF PETITIONS

Patent No.: 6,997,267

Issued: February 14, 2006

**CERTIFICATION OF EXPRESS MAILING (CEM) 37 C.F.R. § 1.10  
(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional)**

I hereby certify that on March 12, 2010 the following correspondence:

Name of Paper: NOTIFICATION OF LOSS OF STATUS AS SMALL ENTITY (37  
C.F.R. § 1.27(g)(2))

Number of Pages: 1

is being deposited with the United States Postal Service in an envelope addressed to the

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia, 22313-1450

as "Express Mail Post Office to Addressee" Mailing Label No. EM349194870US. (*mandatory*)

Tracey L. Klaas  
Signature

Telephone Number: 412-621-9222

Tracey L. Klaas  
Type or print name of person certifying

Practitioner's Docket No. KOTOV-10

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE RECEIVED

Patentee: Irwin Kotovsky

MAR 26 2010

Application No.: 10/090,515

Filed: 03/01/02

Patent No.: 6,997,267

Issued: February 14, 2006

Title: METHOD AND APPARATUS FOR A LIGHTING AND/OR MECHANICAL SYSTEM

OFFICE OF PETITIONS

**Fee**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

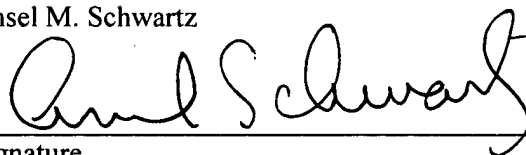
**NOTIFICATION OF LOSS OF STATUS AS SMALL ENTITY  
(37 C.F.R. § 1.27(g)(2))**

1. Applicant asserted small entity status in this application on March 1, 2002 by:  
payment of the basic filing fee as a small entity (37 C.F.R. § 1.27(c)(3))
2. Applicant hereby notifies the Office, in accordance with the requirements of 37 C.F.R. § 1.27(g)(2), that it no longer has status as a small entity.

Date: \_\_\_\_\_

3/12/10

Ansel M. Schwartz



Signature

201 N. Craig Street  
Suite 304  
Pittsburgh, PA 15213

Practitioner of record § 34(b)

Registration No: 30,587

Tel. No.: 412-621-9222

Reg. No.: 30,587



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/090,515  
Applicant : Irwin Kotovsky  
Filed : March 1, 2002  
Art Unit : 3752  
Examiner : Steven J. Ganey  
Docket No. : KOTOV-10  
Title of the Invention : Method and Apparatus for a Lighting and/or Mechanical System

**RECEIVED**  
**MAR 26 2010**  
**OFFICE OF PETITIONS**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION UNDER 37 C.F.R. 1.377**

Sir:

Petitioner requests that the Commissioner accepts the enclosed payment of the maintenance fee for U.S. Patent No. 6,997,267 as timely paid on February 16, 2010. Petitioner deposited with the United States Postal Service in Express Mail on February 16, 2010 the required payment and accompanying documentation for change of entity status with the Express Mail Certification addressed to: United States Patent and Trademark Office, P.O. Box 371611, Pittsburgh, PA 15250-1611 (hereinafter the "Address"), but the Commissioner refused to accept it because the box number no longer existed. See Attachment A, which is a copy of the documentation filed in Express Mail on February 16, 2010 with the United States Postal Service. See Attachment B, which is a copy of the express mail receipt from the United States Postal Service showing that United States Postal Service received the Express Mail package at 3:18 PM on February 16, 2010.

The Express Mail envelope was addressed to the Address because the United States Patent and Trademark Office website instructed the maintenance fee paid by Express Mail was to be addressed to the Address. See Attachment C, which is a copy of the webpage of the United States Patent and Trademark Office that instructs maintenance fee payments paid by Express Mail to be addressed to the Address.

On or about February 22, 2010, the United States Postal Service returned the Express Mail package to Petitioner's attorney because the address on the Express Mail envelope no longer was at that box number. See Attachment D, which is a copy of the returned Express Mail envelope with the stamp by United States Postal Service "Return to Sender No Longer at this Box Number."

In a subsequent phone call by Petitioner's attorney with Terry Hooper of the Maintenance Receipts Accounting Division of the United States Patent and Trademark Office, she stated that the United States Patent and Trademark Office had stopped using the Address several years ago and that the United States Patent and Trademark Office had mistakenly not corrected the webpage removing this incorrect Address. She instructed that a Petition needed to be filed so that the maintenance fee could be timely accepted.

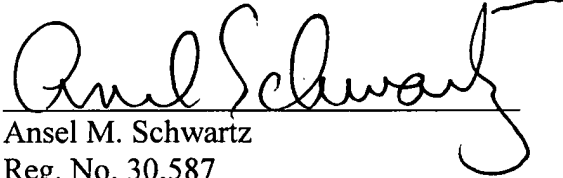
Accordingly, Petitioner respectfully requests that the Commissioner accept the enclosed maintenance fee payment and change of entity status effective February 16, 2010, so that the maintenance fee will be timely filed and there will be no lapse in the validity of U.S. Patent 6,997,267. As explained above, Petitioner attempted to properly pay the maintenance fee and change the entity status effective February 16, 2010, according to the address identified by the United States Patent and Trademark Office, but it was not accepted by the Commissioner because the Commissioner had stopped using the very address it identified as the location for which the maintenance fee was to be sent by Express Mail.



A petition fee of \$200.00, as set forth by 37 C.F.R. 1.117(g) is enclosed to pay for this Petition, but if the Petition is accepted, it is requested that the petition fee be returned to Petitioner by way of Deposit Account Number 19-0737 as this was because of an error by the U.S. Patent and Trademark Office.

The Commissioner is hereby authorized to charge any fees or credit any overpayment to Deposit Account No. 19-0737. A duplicate copy of this Petition is enclosed.

Respectfully submitted,

A handwritten signature in cursive script, reading "Ansel Schwartz", written over a horizontal line.

Ansel M. Schwartz  
Reg. No. 30,587  
201 N. Craig Street  
Suite 304  
Pittsburgh, PA 15213  
Tel.: (412) 621-9222

Attorney for Petitioner



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/090,515

Applicant : Irwin Kotovsky

Filed : March 1, 2002

Art Unit : 3752

Examiner : Steven J. Ganey

Docket No. : KOTOV-10

Title of the Invention : Method and Apparatus for a Lighting and/or Mechanical System

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MAR 26 2010

OFFICE OF PETITIONS

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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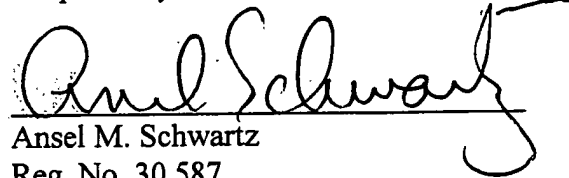
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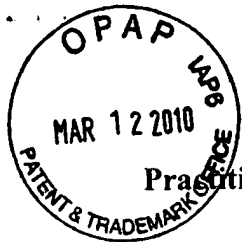
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Attorney for Petitioner



Practitioner's Docket No. KOTOV-10

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Irwin Kotovsky

Application No.: 10/090,515

Group No.: 3752

Filed: 03/01/2002

Examiner: Steven J. Ganey

For: METHOD AND APPARATUS FOR A LIGHTING AND/OR MECHANICAL SYSTEM

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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EXPRESS MAIL CERTIFICATE

OFFICE OF PETITIONS

"Express Mail" label number EM349194870US

Date of Deposit 03/12/2010

I hereby state that the following *attached* paper or fee

PETITION UNDER 37 C.F.R. 1.377 + copy; Check for \$200.00; Attachments A-D; PAYMENT OF PATENT MAINTENANCE FEE; Check for \$1,060.00; NOTIFICATION OF LOSS OF STATUS AS SMALL ENTITY

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10, on the date indicated above and is addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Tracey L. Klaas

Tracey L. Klaas  
Signature of person mailing paper or fee



Practitioner's Docket No. KOTOV-10

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Patent**

Patent No.: 6,997,267

Issue Date: 02/14/2006

**Application**

Application No.: 10/090,515

Filing Date: 03/01/2002

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**United States Patent and Trademark Office  
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Pittsburgh, PA 15250-1611**

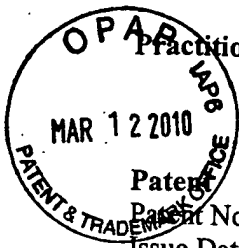
**EXPRESS MAIL CERTIFICATE FOR MAINTENANCE FEE PAYMENT**

"Express mail" label number EM349194968US  
Date of Deposit 02/16/2010

I hereby certify that the following *attached* paper and fee paying the first maintenance fee in the above identified patent. Payment of Patent Maintenance Fee; Check for \$1,060.00; Notification of Loss of Status as Small Entity is/are being deposited with the United States Postal Service, "Express Mail Post Office to Addressee" service, under 37 C.F.R. § 1.10, on the date indicated above, and are addressed to the United States Patent and Trademark Office, P.O. Box 371611, Pittsburgh, PA 15250-1611.

Ansel M. Schwartz

Signature of person mailing paper



Practitioner's Docket No. KOTOV-10

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Patent  
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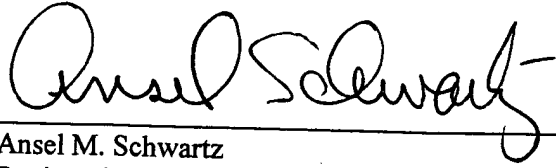
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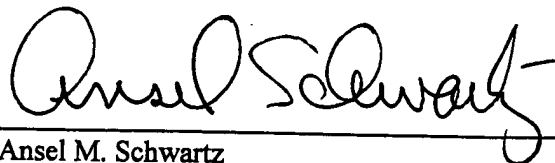
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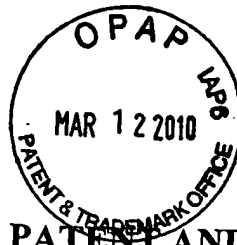
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Practitioner's Docket No. KOTOV-10



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In re application of: Irwin Kotovsky

Application No.: 10/090,515

Filed: 03/01/02

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Tracey L. Klaas  
Signature

Telephone Number: 412-621-9222

Tracey L. Klaas  
Type or print name of person certifying

Practitioner's Docket No. KOTOV-10

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Patentee: Irwin Kotovsky

Application No.: 10/090,515

Filed: 03/01/02

Patent No.: 6,997,267 Issued: February 14, 2006

Title: METHOD AND APPARATUS FOR A LIGHTING AND/OR MECHANICAL SYSTEM

**Fee**

**Commissioner for Patents**

**P.O. Box 1450**

**Alexandria, VA 22313-1450**

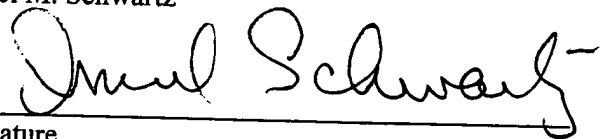
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Date: \_\_\_\_\_

2/15/10

Ansel M. Schwartz



Signature

201 N. Craig Street  
Suite 304  
Pittsburgh, PA 15213

Practitioner of record § 34(b)

Registration No: 30,587

Tel. No.: 412-621-9222  
Reg. No.: 30,587

**ANSEL M. SCHWARTZ  
ATTORNEY AT LAW**

ONE STERLING PLAZA  
201 NORTH CRAIG ST., STE. 304  
PITTSBURGH, PENNSYLVANIA 15213

2260

DATE

2/15/10

8-12-430

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National City.

Ansel Schwartz

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0002633227 FEB 16 2010  
MAILED FROM ZIP CODE 15213

**ANSEL M. SCHWARTZ  
ATTORNEY AT LAW  
ONE STERLING PLAZA  
201 NORTH CRAIG STREET, SUITE 304  
PITTSBURGH PA 15213**

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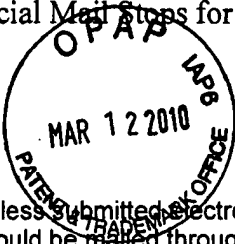
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

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